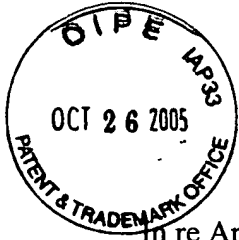


10-28.05

3727#1
TD



Atty. Docket No.: 31572-3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	Group Art Unit:	3727
Chisato HIRATA)		
Serial No.: 10/009,229	)	Examiner:	MAI, Tri M.
Filed: November 6, 2001	)	Confirmation No.:	5572
For: PET BOTTLE)		

San Diego, California
October 26, 2005

Mail Stop: AMENDMENT -
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir or Madam:

In accordance with 37 C.F.R. § 1.56, Applicants make the below-listed documents of record in the above-identified application. In accordance with 37 C.F.R. § 1.97, this statement is not to be construed as a representation that a search has been made, and is not a representation that the information cited is effective as prior art to the application or is material to patentability.

10/31/2005 HLE333 00000008 10009229

01 FC:1806

180.00 DP

CERTIFICATE EXPRESS OF MAILING

I hereby certify that this correspondence and anything being referred to as enclosed herein is being deposited with the United States Postal Service via Express Mail "Post Office to Addressee" Label # EV 493199225 US, with sufficient postage in an envelope addressed to Mail Stop: AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on this 26th day of October, 2005.

Signature: _____

Amy M. Sheridan

Non-U.S. Patent Documents

1. United Kingdom Patent No. GB 2043582 A, to Applicant: Hayle Soft Drink Co., Ltd., issued on October 8, 1980;
2. European Patent Publication No. EP 0879765 A1, to Applicant: Ball Corporation, published on November 25, 1998; and,
3. German Patent Publication No. DE 29516401 U1, to Applicant: Frank Unger, published on December 7, 1995.

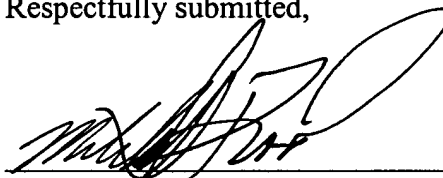
* * *

Copies of the above-listed documents, which are listed above and on the accompanying Form PTO/SB/08, are enclosed. It is respectfully requested that these documents be (1) fully considered by the U.S. Patent and Trademark Office in the examination of the above-identified application; and (2) printed on any patent which may issue on this application. It is also respectfully requested that a copy of Form PTO/SB/08, upon being considered and initialed by the Examiner, be returned to the undersigned with the next communication in accordance with M.P.E.P. § 609.

This Information Disclosure Statement is filed after the period specified in 37 CFR §1.97(b), but before the mailing date of any of a final action under § 1.113, a notice of allowance under § 1.311, or an action that otherwise closes prosecution in the application. Therefore, it is believed that a fee in the amount of \$180.00 (as set forth in 37 C.F.R. § 1.17(p)) is required in connection with this submission. In the event that an additional fee is required, please charge our Deposit Account No. 50-2298, in the name of Luce, Forward, Hamilton & Scripps.

Respectfully submitted,

10/26/05
Date



Mitchell P. Brook
Attorney for Applicant(s)
Reg. No. 32,967
c/o LUCE, FORWARD, HAMILTON
& SCRIPPS LLP
11988 El Camino Real, Ste. 200
San Diego, California 92130
Telephone No.: (858) 720-6300

2099498.2



Atty. Docket No.: 31572-3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	Group Art Unit:	3727
Chisato HIRATA)		
Serial No.: 10/009,229	)	Examiner:	MAI, Tri M.
Filed: November 6, 2001	)	Confirmation No.:	5572
For: PET BOTTLE)		

San Diego, California
October 26, 2005

Mail Stop: AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

CERTIFICATE OF EXPRESS MAILING

Dear Sir:

"Express Mail" mailing label No. EV 493199225 US

Date of Deposit: October 26, 2005

I hereby certify that the enclosed Information Disclosure Statement, Check No. 170789 in the amount of \$180.00; Form PTO/SB/08 (in duplicate) listing three (3) cited references; copies of three (3) cited references; and return-receipt postcard, are being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to Mail Stop: AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

October 26, 2005
Date

Amy M. Sheridan
Amy M. Sheridan



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of 1

Complete if Known

Application Number	10/009,229
Filing Date	November 6, 2001
First Named Inventor	Chisato HIRATA
Art Unit	3727
Examiner Name	Tri M. MAI
Attorney Docket Number	31572-3

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code ² (if known)			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)				
		GB 2043582 A	10-08-1980	Hayle Soft Drink Co., Ltd		
		EP 0879765 A1	11-25-1998	Ball Corporation		
		DE 29516401 U1	12-07-1995	Frank Unger		*

Examiner
Signature

Date
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



PTO/SB/08A (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)		Complete if Known			
		Application Number	10/009,229		
		Filing Date	November 6, 2001		
		First Named Inventor	Chisato HIRATA		
		Art Unit	3727		
		Examiner Name	Tri M. MAI		
Sheet	1	of	1	Attorney Docket Number	31572-3

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code ² (if known)			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T
		Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)				
		GB 2043582 A	10-08-1980	Hayle Soft Drink Co., Ltd		
		EP 0879765 A1	11-25-1998	Ball Corporation		
		DE 29516401 U1	12-07-1995	Frank Unger		*

Examiner Signature	Date Considered
-----------------------	--------------------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.